



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

PUBLIC MEETING MINUTES:	Board of Cosmetology and Barbering
MEETING DATE AND TIME:	Monday, June 6, 2011 at 9:00 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , Second Floor of the Cannon Building
MINUTES APPROVED:	June 27, 2011

MEMBERS PRESENT

Kathryn Lord, Professional Member, President
Cecilia Jones, Public Member, Vice President
Carol Guilbert, Public Member, Secretary
Linda Wilson, Professional Member
Derrick Reed, Professional Member
Albert Niezgoda, Professional Member
Deborah Boulden, Professional Member
Tien Le, Professional Member

MEMBERS ABSENT

Leila Lord, Professional Member
Donna Bayard, Professional Member
Arlene Scanlon, Professional
Melinda Schaeffer, Professional Member
Jordana Naftzinger, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Kay Warren, Deputy Director
Jennifer Witte, Administrative Specialist, II
Eileen Heeney, Deputy Attorney General
Juli LaBadia, Court Reporter

OTHERS PRESENT

Marc Goldyn
Deborah Frazier
Teresa Whitemar-Watson
Kevin Harris
Ebube Orij
Jeanette Drummond
Piez Nguyen
Pamela Pinkett

CALL TO ORDER

Ms. Lord called the meeting to order at 9:17 a.m.

REVIEW OF MINUTES

A motion was made by Ms. Lord, seconded by Ms. Jones, to approve the April 25, 2011 minutes as presented. The motion was unanimously carried.

UNFINISHED BUSINESS

Proposal to Deny Hearing-Piez Nguyen

The hearing went on record at 9:38 a.m.

Ms. Heeney stated the purpose of today's hearing was for the proposed denial of Piez Nguyen's Cosmetologist application due to an administrative penalty.

Ms. Heeney marked as Board's Exhibit 1 a packet of documents including the application for licensure, verification of PA license, transcripts, employer affidavit, proposal to deny notice, Decision and Order from 2008 hearing before the Board for temporary nail technician permit, and today's hearing notice.

The Board members were introduced.

Mr. Nguyen was sworn in and waived the right to have an attorney present.

Mr. Nguyen gave testimony that he was here to try to get a cosmetology license in Delaware and previously he held a nail technician permit.

Ms. Heeney explained the process of the hearing due to the language barrier.

Mr. Nguyen answered questions from Ms. Heeney pertaining to the disciplinary hearing in 2008.

Mr. Nguyen testified that a customer claimed that he injured her and she filed a complaint against him. He stated that he did get the hearing notice but assumed that if he didn't have any additional information that he did not need to attend, and didn't realize that it would affect future Delaware licenses. He stated that his Delaware permit was taken away from him and he had no further communication with the Delaware Board until he received the denial notice for the cosmetology license.

Mr. Nguyen answered questions from the Board.

The hearing went off record and into deliberations.

The hearing went back on record at 10:09 a.m.

A motion was made by Ms. Jones, seconded by Ms. Lord, to deny the cosmetology application of Piez Nguyen based on the suspension of the Delaware temporary nail technician permit. The motion was unanimously carried.

The hearing went off record at 10:10 a.m.

Verbatim testimony was taken by court reporter.

Re-Review of Applications

After review of additional documentation, a motion was made by Ms. Lord, seconded by Ms. Jones, to approve the shop application of The Barber Shop. The motion was unanimously carried.

NEW BUSINESS

Ratification of Applications

A motion was made by Ms. Lord, seconded by Ms. Le, to approve the ratification of the Nail Technician applications of My Trang Thai and Karen Lee, and the Cosmetologist applications of Becky Brown and Debra Kiser. The motion was unanimously carried.

Review of Exam Applications

A motion was made by Ms. Jones, seconded by Mr. Reed, to approve the Barber examination application of Ernest Ackah. The motion was unanimously carried.

Review of Shop/Salon Applications

A motion was made by Ms. Jones, seconded by Ms. Lord, to approve the applications of Imagination Hair Styles, LLC, Nicholas Donato Salon & Spa, and Lasting Looks, Inc. The motion was unanimously carried.

A motion was made by Ms. Jones, seconded by Ms. Guilbert, to approve the applications of Expressions Hair Salon contingent upon updated Cosmetologist license, Da-Vi Nails contingent upon clarification of answer to question #16 on the application, and Union Street Hair Salon contingent upon verification of no barbering services. The motion was unanimously carried.

Review of Reciprocity Applications

A motion was made by Ms. Jones, seconded by Ms. Guilbert, to approve the Cosmetologist applications of Renee Krueger, Maria Balan, and Susan Payton, Vera Genwright, and Joyce Lynch Santos, and the Aesthetician application of Ashley Budd. The motion was unanimously carried.

A motion was made by Ms. Jones, seconded by Ms. Guilbert, to approve the Barber application of Honor Covahey contingent upon receipt of a notarized supervisor affidavit verifying 5 years experience in the field, and the Cosmetologist application of Ashley Abramson contingent upon a copy of a marriage certificate and verification of her Pennsylvania license. The motion was unanimously carried.

Review of Applications

A motion was made by Ms. Lord, seconded by Ms. Boulden, to table the review of Christopher Lane's Barber Instructor application until the June 27, 2011 meeting. The motion was unanimously carried.

Review of Applications-Eileen Heeney

After review, a motion was made by Ms. Guilbert, seconded by Ms. Lord, to approve the examination applications of Nelda Miller, Brian Benson, and Deona Arter, the Instructor application of Leslie Taylor, and the apprenticeship application of Carlos Flores. The motion was unanimously carried.

A motion was made by Ms. Lord, seconded by Ms. Jones, to approve the examination application of Denise Pardee contingent upon Ms. Heeney's review of the Maryland Laws. The motion was unanimously carried.

Review of Consent Agreement

After review, a motion was made by Ms. Lord, seconded by Ms. Jones, to accept the Consent Agreement for Natasha Royal as written. The motion was carried by Ms. Lord, Ms. Wilson, Ms. Guilbert, Mr. Reed, Mr. Niezgoda, Ms. Le, and Ms. Jones. Ms. Boulden recused herself due to a business relationship with Ms. Royal.

After review, a motion was made by Ms. Lord, seconded by Ms. Jones, to accept the Consent Agreements of Jonathan Simmons and Robin Ellis-Lewis as written. The motion was unanimously carried.

Schedule Proposal to Deny Hearing

The proposal to deny hearing for Jeanette Drummond will be scheduled for the June 27, 2011 meeting.

Ms. Drummond was present at today's meeting and she verbally waived her 20 day notice for a hearing.

Complaints Status

08-55-08 Assigned to Hearing Officer
08-57-08-Office of the Attorney General
08-03-09-Office of the Attorney General
08-22-09-Office of the Attorney General
08-04-10-Assigned
08-06-10-Assigned

08-07-10-Assigned

08-08-10-Assigned to Hearing Officer

08-09-10-Closed

08-10-10-Assigned

08-13-10-Assigned

08-16-10-Assigned

08-18-10-Assigned

08-19-10-Assigned

08-21-10-Assigned

08-24-10-Assigned to Hearing Officer

08-27-10-Assigned to Hearing Officer

08-31-10-Assigned

08-33-10-Assigned to Hearing Officer

08-34-10-Assigned to Hearing Officer

08-36-10-Assigned

08-37-10-Assigned

08-38-10-Assigned

08-39-10-Assigned

08-40-10-Consent Agreement

08-42-10-Consent Agreement

08-44-10-Assigned to Hearing Officer

08-01-11-Assigned to Hearing Officer

08-02-11-Assigned

08-03-11-Office of the Attorney General

08-04-11-Assigned

08-05-11-Assigned to Hearing Officer

08-06-11-Office of the Attorney General

08-07-11-Assigned

08-08-11-Assigned

08-09-11-Assigned

08-11-11-Assigned

08-12-11-Assigned

08-13-11-Assigned

OTHER BUSINESS BEFORE THE BOARD

There was no other business before the Board.

PUBLIC COMMENT

There was no public comment.

NEXT SCHEDULED MEETING

The next Board meeting will be June 27, 2011 at 9:00 a.m. in Conference Room A.

ADJOURNMENT

A motion was made by Ms. Lord, seconded by Ms. Jones, to adjourn the meeting. The motion was unanimously carried. The meeting adjourned at 10:40 a.m.

Respectfully submitted,

Jennifer Witte
Administrative Specialist, II